

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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DAVID MARASCO,

Plaintiff,

-against-

JUDGMENT
02-CV- 6257 (DLI)

BRIDGESTONE/FIRESTONE, INC., BRIDGESTONE
FIRESTONE, INC. LONG TERM DISABILITY PLAN,
and PLAN ADMINISTRATOR FOR THE BRIDGESTONE
FIRESTONE, INC. LONG TERM DISABILITY PLAN,

Defendants.
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A Memorandum and Order of Honorable Dora L. Irizarry, United States District Judge, having been filed on February 15, 2006, denying defendants' motion for summary judgment; granting plaintiff's motion for summary judgment; remanding the case to the Pension Board for reconsideration concordant with ERISA requirements, as discussed in the Court's decision; ordering that this action is stayed, pending the outcome of the remand; and granting plaintiff's request for reasonable attorney's fees and costs; it is

ORDERED and ADJUDGED that defendants' motion for summary judgment is denied; that plaintiff's motion for summary judgment is granted; that the case is remanded to the Pension Board for reconsideration concordant with ERISA requirements, as discussed in the Court's decision; that pending the outcome, this action is stayed; and that plaintiff's request for attorney's fees and costs are granted.

Dated: Brooklyn, New York
February 28, 2006

ROBERT C. HEINEMANN
Clerk of Court